

Amendment No. 1 to HB0716

Fowlkes
Signature of Sponsor

AMEND Senate Bill No. 428*

House Bill No. 716

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-17-417, is amended by adding the following new subdivision (C) to subsection (c)(2):

(C) In addition to the requirement that restitution be made to the governmental entity pursuant to subdivision (B), the court shall also require that restitution be made to any private property owner, either real or personal, whose property is destroyed or suffers damage as a result of such offense. In the case of property that was rented or leased, damages may also include the loss of any revenue that occurred because the property was uninhabitable or a crime scene. The type and amount of restitution permitted pursuant to this subdivision shall be determined by the court using the procedure set out in § 40-35-304.

SECTION 2. This act shall take effect July 1, 2005, the public welfare requiring it.